



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Toshiaki KOUE et al.

Group Art Unit: 2434

Application No.: 09/987,672

Examiner: D. JUNG

Filed: November 15, 2001

Docket No.: 111114

For: INTERNET FACSIMILE AND CONTROL METHOD THEREOF AND
COMMUNICATION INSTRUCTION TERMINAL

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the February 18, 2009 Office Action, reconsideration of the rejection is respectfully requested in light of the following remarks. Claims 1-15 are pending in this application.

I. Claims 1-15 Define Patentable Subject Matter

The Office Action rejects claims 1-15 under 35 U.S.C. §102(a) under Notification (Notification of Reason for Refusal, Reference Number FE00-01520, Dispatch Number: No. 434155, Dispatch Date November 22, 2005). Applicants respectfully traverse this rejection.

1. The Notification is not Prior Art under §102(a)

35 U.S.C. §102(a) states that a person is entitled to a patent unless the invention was patented or described in a printed publication before the "the invention thereof by the applicant for patent." The present Application was filed on November 21, 2001. The applied reference (Notification) was published in November of 2005. Thus, the Notification is not